MAY 1 0 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:	)	Before the Examiner
Stewart Young	)	Group Art Unit
Serial No.: 10/674,058	)	Group rate ome
Filed: September 29, 2003	)	
MULTI-PLANAR ADJUSTABLE CONNECTOR	)	May 5, 2004

## INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE WITH 37 C.F.R. 1.97(b)(3)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. §1.56, Applicant wishes to bring to the attention of the Examiner the items listed on the enclosed PTO form 1449A & B.

The references listed were previously cited in, and either submitted to the PTO in U.S. Patent Application Serial No. 09/694,228, filed October 23, 2000 (now issued as U.S. Patent No. 6,626,906), to which the present application claims priority under 35 U.S.C. § 120 or cited by the Examiner in that case. Applicant is providing herewith a translation of reference G86 09 102.6. In accordance with 37 C.F.R. § 1.98(d), copies of other references have not been

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 5, 2004.

John V. Daniluck

Name of Registered Representative

Signature

5 May 2004

INFORMATION DISCLOSURE STATEMENT

Serial No.

Attorney Docket: 4002-3427

Page 1 of 2

4002-3427.JVD.242912

provided. However, if requested, Applicant will provide copies of the references if this will

expedite examination of this application.

The filing of this Information Disclosure Statement shall not be construed as an

admission that the information cited is, or is considered to be, material to patentability as

defined in §1.56.

This IDS is being filed prior to the mailing of an Office Action on its merits. No fees

are believed due; however, if any fees are deemed to be necessary, please charge such fees to

Deposit Account 23-3030.

Respectfully submitted,

Вv

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INFORMATION DISCLOSURE STATEMENT

4002-3427.JVD.242911

Sheet

WEMMH/SB/08A (4/03)

Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Complete if Known

September 29, 2003

10/674,058

4002-3427

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**Application Number** 

Attornev Docket Number

Filing Date

Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

First Named Inventor Stewart Young Group Art Unit **Examiner Name** 

	U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Document Number Number-Kind Code <sup>2</sup> (If known)	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear		
		US-5,002,542	03/26/1991	Frigg			
_		US-5,047,029	09/10/1991	Aebi et al.			
		US-5,047,029	09/10/1991	Aebi et al.			
		US-5,352,226	10/04/1994	Lin			
-		US-5,486,174	01/23/1996	Fournet-Fayard et al.			
		US-5,575,791	11/19/1996	Lin			
		US-5,613,968	03/25/1997	Lin			
,		US-5,785,711	07/28/1998	Errico et al.			
		US-5,810,819	09/22/1998	Errico et al.			
		US-5,910,142	06/08/1999	Tatar			
		US-5,938,663	08/17/1999	Petreto			
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		US-5,964,760	10/12/1999	Richelsoph			
		US-5,984,922	11/16/1999	McKay			
		US-5,997,539	12/07/1999	Errico et al.			
		US-6,010,503	01/04/2000	Richelsoph et al.			
		US-6,030,388	02/29/2000	Yoshimi et al.			
		US-6,063,090	05/16/2000	Schlapfer			
		US-6,123,706	09/26/2000	Lange			
		US-6,299,614	10/09/2001	Kretschmer et al.			

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	14
		G 86 09 102.6	05/14/1987			Χ

Examiner Signature	Date Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.s. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the ap0propriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark beautiful property of the patent document. <sup>7</sup> English leavages Toroldical in the beautiful property of the patent document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark beautiful property of the patent document. <sup>8</sup> Enter Office that issued the document, by the reign of the emperor must precede the serial number of the patent document. <sup>8</sup> Enter Office that issued the document, by the reign of the emperor must precede the serial number of the patent document. <sup>8</sup> Enter Office that issued the document was preceded to the patent document and patent document. <sup>8</sup> Enter Office that issued the document was preceded to the patent document was preceded to t here if English language Translation is attached.

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Substitute	e for form 1449	BIPTO		Application Number		
INF	ORMATIO	N DISCL	.OSURE	Filing Date	September 29, 2003	
STATEMENT BY APPLICANT				First Named Inventor	Stewart Young	
				Group Art Unit		-
(use as many sheets as necessary)				Examiner Name		
Sheet	2	of	2	Attorney Docket Number	4002-3427	

	OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s) publisher city and/or country where published	T²				
		EBI®Ωmega21 <sup>TM</sup> Spinal Fixation System, "Surgical Technique", by Mark KI. Crawford, M.D, pp. 1-22; 12/99					
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<sup>1</sup> Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.